

## DECLARATION AND POWER OF ATTORNEY FOR U.S. PATENT APPLICATION

Original  Supplemental  Substitute  PCT  DESIGN

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Title: BICYCLOCAMIDE DERIVATIVE

of which is described and claimed in:

the attached specification, or  
 the specification in application Serial No.   , filed   , and with amendments through   , or  
 the specification in International Application No. PCT/JP2005/002389, filed February 17, 2005, and as amended on    (if applicable).

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code, §119 (and §172 if this application is for a Design) of any application(s) for patent or inventor's certificate listed below and have also identified below any application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NO.	DATE OF FILING	PRIORITY CLAIMED
Japan	2004-041407	February 18, 2004	Yes

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NO.	U.S. FILING DATE	STATUS: PATENTED, PENDING, ABANDONED

And I hereby appoint Michael R. Davis, Reg. No. 25,134; Matthew M. Jacob, Reg. No. 25,154; Warren M. Cheek, Jr., Reg. No. 33,367; Nils Pedersen, Reg. No. 33,145; Charles R. Watts, Reg. No. 33,142; Michael S. Huppert, Reg. No. 40,268; Jeffrey R. Filipek, Reg. No. 41,471; and Douglas W. Hahn, Reg. No. 44,142, who together constitute the firm of WENDEROTH, LIND & PONACK, L.L.P., as well as any other attorneys and agents associated with Customer No. 000513, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

I hereby authorize the U.S. attorneys and agents named herein to accept and follow instructions from K.K. Hikari Jimusyo as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and myself. In the event of a change in the persons from whom instructions may be taken, the U.S. attorneys named herein will be so notified by me.

Direct Correspondence to:		Direct Telephone Calls to:	
<b>CUSTOMER NO.</b> <b>000513</b>		<b>WENDEROTH, LIND &amp; PONACK, L.L.P.</b> <b>2033 "K" Street, N.W., Suite 800</b> <b>Washington, D.C. 20006-1021</b>  <b>Phone:(202) 721-8200</b> <b>Fax:(202) 721-8250</b>	
<b>Full Name of First Inventor</b>	<b>FAMILY NAME</b> <b>FUKUDA</b>	<b>FIRST GIVEN NAME</b> <b>Yasumichi</b>	<b>SECOND GIVEN NAME</b>
<b>Residence &amp; Citizenship</b>	<b>CITY</b> <b>Tochigi</b>	<b>STATE OR COUNTRY</b> <b>Japan</b>	<b>COUNTRY OF CITIZENSHIP</b> <b>Japan</b>
<b>Post Office Address</b>	<b>ADDRESS</b> <b>33-2, Utsukushigaoka 3-chome, Oyama-shi, Tochigi 329-0207, Japan</b>	<b>CITY</b>	<b>STATE OR COUNTRY</b>
<b>Full Name of Second Inventor</b>	<b>FAMILY NAME</b> <b>ASAHIWA</b>	<b>FIRST GIVEN NAME</b> <b>Yoshikazu</b>	<b>SECOND GIVEN NAME</b>
<b>Residence &amp; Citizenship</b>	<b>CITY</b> <b>Tochigi</b>	<b>STATE OR COUNTRY</b> <b>Japan</b>	<b>COUNTRY OF CITIZENSHIP</b> <b>Japan</b>
<b>Post Office Address</b>	<b>ADDRESS</b> <b>5905-301, Tomonuma, Nogi-machi, Shimotsuga-gun, Tochigi 329-0101, Japan</b>	<b>CITY</b>	<b>STATE OR COUNTRY</b>
<b>ZIP CODE</b>		<b>ZIP CODE</b>	
<b>Full Name of Third Inventor</b>	<b>FAMILY NAME</b> <b>KATAYAMA</b>	<b>FIRST GIVEN NAME</b> <b>Satoru</b>	<b>SECOND GIVEN NAME</b>
<b>Residence &amp; Citizenship</b>	<b>CITY</b> <b>Saitama</b>	<b>STATE OR COUNTRY</b> <b>Japan</b>	<b>COUNTRY OF CITIZENSHIP</b> <b>Japan</b>
<b>Post Office Address</b>	<b>ADDRESS</b> <b>506, 2-60, Harigaya 4-chome, Urawa-ku, Saitama-shi, Saitama 330-0075, Japan</b>	<b>CITY</b>	<b>STATE OR COUNTRY</b>
<b>ZIP CODE</b>		<b>ZIP CODE</b>	
<b>Full Name of Fourth Inventor</b>	<b>FAMILY NAME</b> <b>SHIBUE</b>	<b>FIRST GIVEN NAME</b> <b>Taku</b>	<b>SECOND GIVEN NAME</b>
<b>Residence &amp; Citizenship</b>	<b>CITY</b> <b>Saitama</b>	<b>STATE OR COUNTRY</b> <b>Japan</b>	<b>COUNTRY OF CITIZENSHIP</b> <b>Japan</b>
<b>Post Office Address</b>	<b>ADDRESS</b> <b>204, 38-5, Higashi 2-chome, Kuki-shi, Saitama 346-0016, Japan</b>	<b>CITY</b>	<b>STATE OR COUNTRY</b>
<b>ZIP CODE</b>		<b>ZIP CODE</b>	
<b>Full Name of Fifth Inventor</b>	<b>FAMILY NAME</b> <b>MURAKAMI</b>	<b>FIRST GIVEN NAME</b> <b>Koji</b>	<b>SECOND GIVEN NAME</b>
<b>Residence &amp; Citizenship</b>	<b>CITY</b> <b>Tochigi</b>	<b>STATE OR COUNTRY</b> <b>Japan</b>	<b>COUNTRY OF CITIZENSHIP</b> <b>Japan</b>
<b>Post Office Address</b>	<b>ADDRESS</b> <b>9-7, Utsukushigaoka 3-chome, Oyama-shi, Tochigi 329-0207, Japan</b>	<b>CITY</b>	<b>STATE OR COUNTRY</b>
<b>ZIP CODE</b>		<b>ZIP CODE</b>	

Full Name of Sixth Inventor	FAMILY NAME <b>IDE</b>	FIRST GIVEN NAME <b>Tomohiro</b>	SECOND GIVEN NAME	
Residence & Citizenship	CITY <b>Ibaraki</b>	STATE OR COUNTRY <b>Japan</b>	COUNTRY OF CITIZENSHIP <b>Japan</b>	
Post Office Address	ADDRESS <b>407, 2-1, Honchou 1-chome, Koga-shi, Ibaraki 306-0023, Japan</b>	CITY	STATE OR COUNTRY	ZIP CODE

I further declare that all statements made herein of my own knowledge are true, and that all statements on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1st Inventor	<u>Y. Fukuda</u>	<u>Yasumichi FUKUDA</u>	Date <u>July 28, 2006</u>
2nd Inventor	<u>Yoshikazu Asahina</u>	<u>Yoshikazu ASAHIWA</u>	Date <u>July 28 2006</u>
3rd Inventor	<u>Satoru Katayama</u>	<u>Satoru KATAYAMA</u>	Date <u>July 31, 2006</u>
4th Inventor	<u>Taku Shibue</u>	<u>Taku SHIBUE</u>	Date <u>August 8, 2006</u>
5th Inventor	<u>Koji Murakami</u>	<u>Koji MURAKAMI</u>	Date <u>July 31, 2006</u>
6th Inventor	<u>Tomohiro Ide</u>	<u>Tomohiro IDE</u>	Date <u>July 31, 2006</u>

The above application may be more particularly identified as follows:

U.S. Application Serial No. 10/590,111 Filing Date \_\_\_\_\_

Applicant Reference Number FP0327PCT-US Atty Docket No. 2006 1166A

Title of Invention BICYCLOAMIDE DERIVATIVE

Full Name of Sixth Inventor	FAMILY NAME <b>IDE</b>	FIRST GIVEN NAME <b>Tomohiro</b>	SECOND GIVEN NAME
Residence & Citizenship	CITY <b>Ibaraki</b>	STATE OR COUNTRY <b>Japan</b>	COUNTRY OF CITIZENSHIP <b>Japan</b>
Post Office Address	ADDRESS <b>407, 2-1, Honchou 1-chome, Koga-shi, Ibaraki 306-0023, Japan</b>	CITY	STATE OR COUNTRY
			ZIP CODE

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1st Inventor	<u>Y. Fukuda</u>	Yasumichi FUKUDA	Date <u>July 28, 2006</u>
2nd Inventor	<u>Yoshikazu Asahina</u>	Yoshikazu ASAHIWA	Date <u>July 28 2006</u>
3rd Inventor	<u>Satoru Katayama</u>	Satoru KATAYAMA	Date <u>July 31, 2006</u>
4th Inventor	<u>Taku Shibue</u>	Taku SHIBUE	Date <u>August 8. 2006</u>
5th Inventor	<u>Koji Murakami</u>	Koji MURAKAMI	Date <u>July 31, 2006</u>
6th Inventor	<u>Tomohiro Ide</u>	Tomohiro IDE	Date <u>July 31, 2006</u>

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RECORDATION FORM COVER SHEET  
PATENTS ONLY

To the Honorable Assistant Secretary and Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies) thereof.

1. Name of conveying party(ies):  (1) Yasumichi FUKUDA, (2) Yoshikazu ASAHIWA, (3) Satoru KATAYAMA, (4) Taku SHIBUE, (5) Koji MURAKAMI and (6) Tomohiro IDE	2. Name and address of receiving party(ies):  Name: <u>KYORIN PHARMACEUTICAL CO., LTD.</u>  Address: <u>5, Kanda Surugadai 2-chome, Chiyoda-ku, Tokyo 101-8311, Japan</u>
Additional name(s) of conveying party(ies) attached? <u>No</u>	
3. Nature of conveyance:  <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other <input type="checkbox"/> Execution Date: <u>(1)-(2) July 28, 2006, (3), (5) and (6) July 31, 2006, (4) August 8, 2006</u>	Additional name(s) & address(es) attached? <u>No</u>

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

10/590,111, filed August 18, 2006

B. Patent No.(s)

Additional numbers attached? No

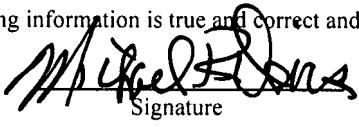
5. Name and address of party to whom correspondence concerning document should be mailed:  Name: <u>WENDEROTH, LIND &amp; PONACK, L.L.P.</u> Attn: Michael R. Davis, Esq.  Street Address: <u>2033 K Street, N.W., Suite 800</u>  City: <u>Washington</u> , State: <u>DC</u> ZIP: <u>20006-1021</u>	6. Total number of applications and patents involved: <u>1</u>  7. Total fee (37 CFR 3.41). . . . . <u>\$40.00</u>  <input checked="" type="checkbox"/> Enclosed (Check No. <u>80350</u> ) Authorized to be charged to deposit account
8. Deposit account number: <u>23-0975</u>  (Attach duplicate copy of this page if paying by deposit account.)	

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## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Michael R. Davis, Reg. No.25,134  
Name of Person Signing



May 14, 2007  
Date

Total number of pages including cover sheet: 3

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# ASSIGNMENT

In consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration paid to each of the undersigned

Insert Name(s)  
of Inventor(s)

Yasumichi FUKUDA, Yoshikazu ASAHIWA, Satoru KATAYAMA, Taku SHIBUE, Koji MURAKAMI and

Tomohiro IDE

the undersigned hereby sell(s) and assign(s) to

Insert Name(s)  
of Assignee(s)

KYORIN PHARMACEUTICAL CO., LTD.

Address

of 5, Kanda Surugadai 2-chome, Chiyoda-ku, Tokyo 101-8311, Japan

(hereinafter designated as the Assignee) the entire right, title and interest for the United States as defined in 35 USC 100, in the invention known as

Title of  
Invention

BICYCLOAMIDE DERIVATIVE

Date of Signing  
of Application

for which an application for patent in the United States has been executed by the undersigned

on July 28, 2006, July 31, 2006 and August 8, 2006

The undersigned agree(s) to execute all papers necessary in connection with this application and any continuing, divisional or reissue applications thereof and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient.

The undersigned agree(s) to execute all papers necessary in connection with any interference which may be declared concerning this application or continuation, division or reissue thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

The undersigned agree(s) to execute all papers and documents and perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant of a valid United States patent to the Assignee.

The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patents of the United States resulting from said application or any division or divisions or continuing or reissue applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed, and will not execute, any agreement in conflict herewith.

The undersigned hereby grant(s) the firm of WENDEROTH, LIND & PONACK, L.L.P., 2033 K Street, N.W., Suite 800, Washington, D.C. 20006-1021, the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent Office for recordal of this document.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned name(s).

Date July 28, 2006

J. Tolosa

Yasumichi FUKUDA

Date: July 28 2006

Yoshikazu Asahina Yoshikazu ASAHI

Date July 31, 2006

Satoru Katayama Satoru KATAYAMA

Date August 8, 2006

Taku Shmube Taku SHMUBE

Date July 31, 2006

Koji Murakami Koji MURAKAMI

Date July 31, 2006

Tomohiro Ide Tomohiro IDE

(This assignment should preferably be acknowledged before a United States Consul. If not, then the execution by the Inventor(s) should be witnessed by at least two witnesses who sign here.)

**Witness** \_\_\_\_\_

Witness \_\_\_\_\_

## ACKNOWLEDGMENT

ss

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me personally came the above-named \_\_\_\_\_ to me personally known as the individual(s) who executed the foregoing assignment, who did acknowledge to me that he (they) executed the same of his (their) own free will for the purposes therein set forth.

**SEAL**

**Official Signature**

**Official Title**

The above application may be more particularly identified as follows:

U.S. Application Serial No. 10/590,111 Filing Date

Applicant Reference Number FP0327PCT-US Atty Docket No. 2006 1166A

**Title of Invention BICYCLOAMIDE DERIVATIVE**